

REMARKS

Claims 40-46, 48, 112-114, 117-119, 121, 123, and 124 are pending in the application. Claims 40-46, 48, 112-114, 117-119, and 124 are allowed.

Claims 121 and 123 are rejected under 35 U.S.C. §112, first paragraph as allegedly not being enabled by the specification. Applicants disagree with the Examiner's erroneous assessment but cancel these claims herein without prejudice and without acquiescence to further the prosecution of this case. Applicants reserve the right to pursue these claims in subsequent prosecution.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 06-2375, under Order No. HO-P01899US2 from which the undersigned is authorized to draw.

Dated:

January 7, 2004

Respectfully submitted,

By *Melissa L. Sistrunk*

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INTERVIEW SUMMARY

A telephonic interview in this application occurred on July 16, 2003 and included Applicants' representative, Melissa L. Sistrunk, and Examiners Qian and Falk. No exhibit was provided.

Claims discussed include 40-48, 112-119, 121, 123, and 124. It was agreed that the objection to a non-elected invention in the context of this case was not proper in view of the inclusion of SEQ ID NO:70 in elected SEQ ID NO:58. Furthermore, agreement was not reached regarding the 35 U.S.C. §112, first paragraph rejection, although references to overcome the rejection were discussed in general.